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Attorneys for Defendant  
CITIBANK, N.A., as successor in interest to  
CITIBANK (SOUTH DAKOTA), N.A.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

NICK MAKREAS,  
Plaintiff,

vs.

THE MOORE LAW GROUP, A.P.C. a  
California corporation; CITIBANK (SOUTH  
DAKOTA), N.A., a business entity, form  
unknown, DOES 1 through 25 INCLUSIVE, et  
al.,

Defendants.

**Case No. CV 11 2406 MMC**

[Assigned to the Honorable Maxine M.  
Chesney]

**STIPULATION AND ~~PROPOSED~~  
ORDER CONTINUING CASE  
MANAGEMENT CONFERENCE**

**Current CMC Date:**

Date: April 27, 2012

Time: 10:30 a.m.

Ctrm: Courtroom 7, 19th Floor

WHEREAS, on February 2, 2012, the Court scheduled a Case Management Conference for April 27, 2012 (see Docket No. 63).

WHEREAS, pursuant to the Court's Order, the parties must file a Joint Case Management Statement by April 20, 2012 (see Docket No. 63);

WHEREAS, on March 9, 2012, Citibank filed a Motion to Dismiss the Third Amended Complaint, which Motion is now fully briefed;

WHEREAS, the hearing on Citibank's Motion to Dismiss was scheduled for April 20, 2012; however, on April 17, 2012, the Court vacated the hearing;

WHEREAS, given that Citibank's Motion to Dismiss remains pending and that the Motion may result in dismissal of the Third Amended Complaint, or in another round of pleading, the parties agree that it is appropriate to continue the Case Management Conference to a date following an order on the Motion to Dismiss, and to continue the corresponding date to file the Joint Case Management Statement;

WHEREAS, pursuant to Civil Local Rules 6-1(b) and 6-2, the parties may request an order changing time that would affect the date of an event or deadline already fixed by Court order;

WHEREAS, on December 1, 2011, the parties previously requested a continuance of the Case Management Conference scheduled for December 9, 2011, which the Court granted on December 5, 2011;

WHEREAS, this Stipulation is made in good faith and not for purposes of delay.

IT IS HEREBY STIPULATED, by and between the parties, and through Citibank's counsel of record, that:

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1 The Case Management Conference currently scheduled for 10:30 a.m. on April 27, 2012 is  
2 continued to a date following entry of an order on Citibank's Motion to Dismiss. The date by  
3 which to file the Joint Case Management Statement, which currently is due on April 20, 2012, is  
4 continued accordingly.

5 IT IS SO STIPULATED.

6 Dated: April 20, 2012

STROOCK & STROOCK & LAVAN LLP

7  
8 By: /s/ Alexandria Kachadoorian  
9 Alexandria Kachadoorian

10 Attorneys for Defendant

11 CITIBANK, N.A., as successor in interest to  
12 CITIBANK (SOUTH DAKOTA), N.A.  
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2029 Century Park East, Suite 1800  
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1 Dated: April 19, 2012

NICK MAKREAS

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3 By: Nick Makreas  
4 Nick Makreas

5 Plaintiff in Pro Per  
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Los Angeles, California 90067-3086

**~~PROPOSED~~ ORDER**

IT IS HEREBY ORDERED, pursuant to the Stipulation between the parties, that:

The Case Management Conference currently scheduled for 10:30 a.m. on April 27, 2012 is continued to a date following entry of an order on Citibank's Motion to Dismiss. The date by which to file the Joint Case Management Statement, which currently is due on April 20, 2012, is continued accordingly.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: April 23, 2012

\_\_\_\_\_  
The Honorable Maxine M. Chesney  
United States District Judge

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